

# HOUSE . . . . . No. 2850

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By Mr. O'Brien of Kingston, petition of Thomas J. O'Brien and others for legislation to further define the term "disabled person" as used by the Disabled Persons Protection Commission. Public Health.

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## The Commonwealth of Massachusetts

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### PETITION OF:

Thomas J. O'Brien	Paul J. Donato
Bradley H. Jones, Jr.	Bruce J. Ayers
Christopher G. Fallon	Vinny deMacedo
Richard R. Tisei	

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In the Year Two Thousand and Five.

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AN ACT REGARDING THE DEFINITION OF "DISABLED PERSON" AS USED BY  
THE DISABLED PERSON PROTECTION COMMISSION.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 1 of Chapter 19C of the General Laws, as appearing in  
2 the 2002 Official Edition, is hereby amended in the definition for  
3 the term "disabled person", by deleting the period (.) so appearing  
4 on line 19 and adding at the end of said definition the following  
5 clause:— ; provided, however, that "disabled person" in this  
6 chapter shall include all persons who are over the age of fifty-nine  
7 and who are mentally retarded, or otherwise mentally or physi-  
8 cally disabled, and who reside in a state school, state hospital, or  
9 any residential setting operated by a private agency which pro-  
10 vides services to disabled persons, or who have as their caretaker  
11 a state agency, as defined in this chapter; and, provided further,  
12 that no such agency or provider is licensed under any provision of  
13 Chapter 111."